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Attorneys for Defendant,  
BRANT BLAKEMAN

**UNITED STATES DISTRICT COURT**

**CENTRAL DISTRICT OF CALIFORNIA - WESTERN DIVISION**

CORY SPENCER, an individual;  
DIANA MILENA REED, an individual;  
and COASTAL PROTECTION  
RANGERS, INC., a California non-  
profit public benefit corporation,

Plaintiffs,

vs.

LUNADA BAY BOYS; THE  
INDIVIDUAL MEMBERS OF THE  
LUNADA BAY BOYS, including but  
not limited to SANG LEE, BRANT  
BLAKEMAN, ALAN JOHNSTON  
AKA JALIAN JOHNSTON, MICHAEL  
RAE PAPAYANS, ANGELO  
FERRARA, FRANK FERRARA,  
CHARLIE FERRARA, and N.F.; CITY  
OF PALOS VERDES ESTATES;  
CHIEF OF POLICE JEFF KEPLEY, in  
his representative capacity; and DOES  
1-10,

Defendants.

**CASE NO.: 2:16-CV-2129-SJO-RAO**  
**Hon. S. James Otero, Ctrm. 10C**

**DEFENDANT BLAKEMAN'S**  
**MOTION TO STRIKE**

DATE: September 5, 2017  
TIME: 10:00 a.m.  
CTRM: 10C  
1<sup>st</sup> Street Courthouse

[Filed Concurrently with Defendant's  
Reply in Support of Motion For  
Summary Judgment, and Opposition to  
Plaintiffs' Request for Judicial Notice]

**Action Commenced: 03/29/2016**  
**Discovery Cutoff: 08/17/2017**  
**Pretrial Conf.: 10/23/2017**  
**Trial Date: 11/07/2017**

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 Defendant BRANT BLAKEMAN seeks to strike the following Exhibits filed in  
3 opposition to his motion for summary judgment because they lack foundation, they  
4 are unauthenticated, and they are hearsay. Fed.R.Evid. 602, 801, and 901.  
5 Furthermore, the conversation was illegally recorded. *Cal. Penal Code* §632; EFC No.  
6 362, p. 4 “**Man:** You know, I don’t even know that you see, like are you recording? I  
7 don’t know. **Woman:** No, I’m not recording.”

8 (1) Exhibit 38, EFC No. 385, Audio conversation with Plaintiff Diana Reed.

9 (2) Exhibit 43, EFC 362, Transcript of conversation between a “Man” and a  
10 “Woman”

11 Defendant BRANT BLAKEMAN seeks to strike the following declarations  
12 because they do not have “any conceivable relevance to the matters [the Court is]  
13 called upon to decide in resolving the Summary Judgment Motion.” *In re Aircraft*  
14 *Investor Resources, LLC* 2011 WL 2292313, at \*2 (Bankr. D. Or., 2011).

15 (1) Exhibit 12 ECF No. 347: Declaration of Bruce Bacon ISO plaintiff’s  
16 Motion for Class Certification.

17 (2) Exhibit 16 ECF No. 354: Declaration of James Conn ISO plaintiffs  
18 Motion for Class Certification.

19 (3) Exhibit 17 ECF No. 356: Declaration of Michael Alexander ISO  
20 plaintiffs Motion for Class Certification.

21 (4) Exhibit 18 ECF No. 361: Declaration of Jason Gersch ISO plaintiffs  
22 Motion for Class Certification.

23 (5) Exhibit 19 ECF No. 364: Declaration of John Geoffrey ISO plaintiffs  
24 Motion for Class Certification.

25 (6) Exhibit 20 ECF No. 366: Declaration of John W. Innis ISO plaintiffs  
26 Motion for Class Certification.

27 (7) Exhibit 21 ECF No. 368: Declaration of Daniel Jongeward ISO  
28 plaintiffs Motion for Class Certification.

1 (8) Exhibit 22 ECF No. 370: Declaration of Sef Krell ISO plaintiffs  
2 Motion for Class Certification.

3 (9) Exhibit 23 ECF No. 372: Declaration of Joseph Lanning ISO plaintiffs  
4 Motion for Class Certification.

5 (10) Exhibit 24 ECF No. 373: Declaration of John Macharg ISO plaintiffs  
6 Motion for Class Certification.

7 (11) Exhibit 25 ECF No. 375: Declaration of Carl Marsch ISO plaintiffs  
8 Motion for Class Certification.

9 (12) Exhibit 26 ECF No. 381: Declaration of Stephen Neushul ISO  
10 plaintiffs Motion for Class Certification.

11 (13) Exhibit 27 ECF No. 383: Declaration of Peter Neushul ISO plaintiffs  
12 Motion for Class Certification.

13 (14) Exhibit 29 ECF No. 382: Declaration of Sharlean Perez ISO plaintiffs  
14 Motion for Class Certification.

15 (15) Exhibit 31 ECF No. 378: Declaration of Benjamin Slounit.

16 (16) Exhibit 32 ECF No. 378: Declaration of Michael Sisson ISO plaintiffs  
17 Motion for Class Certification.

18 (17) Exhibit 33 ECF No. 377: Declaration of Mark Slatten ISO plaintiffs  
19 Motion for Class Certification.

20 (18) Exhibit 35 ECF No. 375: Declaration of Blake Will ISO plaintiffs  
21 Motion for Class Certification.

22 (19) Exhibit 37 ECF No. 372: Declaration of Stephen W. Young ISO  
23 plaintiffs Motion for Class Certification.

24 Dated: August 17, 2017

**VEATCH CARLSON, LLP**

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By: /s/ John E. Stobart  
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BRANT BLAKEMAN

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